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| Substitute for Form PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 033935-020 U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/551094 |
| INTERNATIONAL APPLICATION NO. PCT/US2004/009384 | INTERNATIONAL FILING DATE March 26, 2004 | PRIORITY DATE CLAIMED March 28, 2003 |
| TITLE OF INVENTION CLADRIBINE FORMULATIONS FOR IMPROVED ORAL AND TRANSMUCOSAL DELIVERY | | |
| APPLICANT(S) FOR DO/EO/US Nicholas S. BODOR | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission to items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (22) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | |
| Items 11 to 21 below concern document(s) or information included: | | |
| <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <u>Application Data Sheet</u> | | |

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| U.S. APPLICATION NO. 10/551094 <small>(Not known) see 37 CFR 1.55</small> | | INTERNATIONAL APPLICATION NO. PCT/US2004/009384 | | ATTORNEY'S DOCKET NUMBER 033935-020 | |
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| 21. <input checked="" type="checkbox"/> Applicant(s) requests that the published application include the following assignment information: <div style="border: 1px solid black; padding: 2px; margin-top: 5px;"> IVAX Corporation 4400 Biscayne Boulevard Miami, Florida 33137 US </div> | CALCULATIONS PTO USE ONLY |
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| 22. <input checked="" type="checkbox"/> The following fees are submitted: Basic Filing Fee (1631) | | | | \$ 300.00 | |
| Surcharge of \$130.00 (1617) for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 | | | | \$ 130.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | |
| Total Claims | 39 - 20 = | 19 | x \$50.00 (1615) | \$ 950.00 | |
| Independent Claims | 9 - 3 = | 6 | x \$200.00 (1614) | \$ 1,200.00 | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | | + \$360.00 (1616) | |
| Examination Fee | | | | + \$200.00 (1633) | \$ 200.00 |
| Search Fee | | | | + \$500.00 (1632) | \$ 500.00 |
| App. Size Fee (add \$250.00 for each add'l 50 sheets exceeding 100 sheets) | | | | | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 3,280.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | + \$ 0.00 | |
| SUBTOTAL = | | | | \$ 3,280.00 | |
| Processing fee of \$130.00 (1618) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30 | | | | \$ 0.00 | |
| TOTAL NATIONAL FEE = | | | | \$ 3,280.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (8021) per property + | | | | | |
| TOTAL FEES ENCLOSED = | | | | \$ 3,280.00 | |
| | | | | Amount to be refunded : | |
| | | | | charged : | |


a. ☒ A check in the amount of \$ 3,280.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 02-4800 in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed.

d. ☐ Charge _____ to credit card. Form PTO-2038 is attached.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

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| SEND ALL CORRESPONDENCE TO: Burns, Doane, Swecker & Mathis, L.L.P. P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620 | <div style="font-family: cursive; font-size: 1.2em; margin-bottom: 10px;">  </div> SIGNATURE <hr/> Mary Katherine Baumeister NAME <hr/> <div style="display: flex; justify-content: space-between;"> 26,254 September 28, 2005 </div> <div style="display: flex; justify-content: space-between;"> REGISTRATION NO. DATE </div> |
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